

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

DOCKET NO. 3:11cr167-RJC

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )  
                                )  
v.                            )  
                                )  
KELLY OSBORNE,            )  
                                )  
Defendant.                 )

**CONSENT ORDER AND  
JUDGMENT OF FORFEITURE**

UPON the Defendant's plea of guilty, and finding that there is a substantial nexus between the property listed below and the offense(s) to which the Defendant has pled guilty and that the Defendant has or had a legal interest in the property, IT IS HEREBY ORDERED THAT:

1. The following property is forfeited to the United States pursuant to 18 U.S.C. §§ 981 and 982, 21 U.S.C. § 853, and/or 28 U.S.C. § 2461(c) provided, however, that such forfeiture is subject to any and all third party claims and interests, pending final adjudication herein:

**Any and all currency and monetary instruments constituting or derived from proceeds traceable to the offenses alleged in the Bill of Information, including but not limited to the sum of approximately \$101,000 in proceeds.**

2. A forfeiture money judgment in the amount of \$101,000 shall be included in the sentence of the Defendant, and the United States Department of Justice may take steps to collect the judgment from any property of the Defendant, in accordance with the substitute asset provisions of 21 U.S.C. § 853(p);

3. Pursuant to Fed. R. Crim. P. 32.2(b)(3), upon entry of this order, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate, or dispose of the property, including depositions, interrogatories, and requests for production of documents, and to issue subpoenas pursuant to Fed. R. Civ. P. 45;

The parties stipulate and agree that the aforementioned judgment amount represents asset(s) derived from or traceable to property involved in Defendant's crime(s) herein and is therefore subject to forfeiture pursuant to 18 U.S.C. §§ 981 and 982, 21 U.S.C. § 853, and/or 28 U.S.C. § 2461(c). The Defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against Defendant.

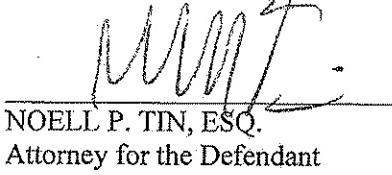
ANNE M. TOMPKINS  
UNITED STATES ATTORNEY



BENJAMIN BAIN-CREED  
Assistant United States Attorney

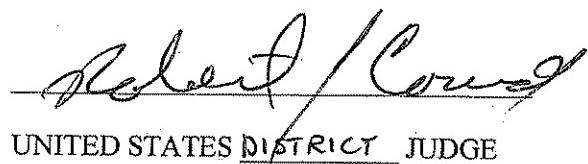


Kelly Osborne  
KELLY OSBORNE  
Defendant



M.M.T.  
NOELL P. TIN, ESQ.  
Attorney for the Defendant

Signed this the 2 day of <sup>February</sup> January, 2012



Robert J. Conrad  
UNITED STATES DISTRICT JUDGE